

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS**

**ASSOCIATION OF AMERICAN  
PHYSICIANS AND SURGEONS  
EDUCATIONAL FOUNDATION,**

**Plaintiff,**

**V.**

**AMERICAN BOARD OF INTERNAL  
MEDICINE, AMERICAN BOARD OF  
OBSTETRICS & GYNECOLOGY,  
AMERICAN BOARD OF FAMILY  
MEDICINE, and ALEJANDRO  
MAYORKAS, in his official capacity as  
the Secretary of the U.S. Department  
of Homeland Security,**

## Defendants.



**Case No. 3:22-cv-240**

**AGREED ORDER**

On this day, the Court considered Plaintiff Association of American Physicians and Surgeons Educational Foundation (“Plaintiff”) and Defendants American Board of Obstetrics & Gynecology, American Board of Internal Medicine, American Board of Family Medicine, and Alejandro Mayorkas, in his official capacity as the Secretary of the U.S. Department of Homeland Security (collectively, the “Defendants”) Agreed Motion to Extend Deadline to File Responsive Pleadings and Set Briefing Schedule (the “Motion”). Plaintiff and Defendants collectively are the “Parties.” After considering the Motion, and

all Parties' agreement to same, the Court was of the opinion that the Motion should be granted. It is therefore:

ORDERED that the Parties' Agreed Motion to Extend Deadline to File Responsive Pleadings and Set Briefing Schedule is GRANTED. Defendants' deadline to file an Answer to Plaintiff's Complaint, or other responsive pleading under Federal Rule of Civil Procedure 12(a) is hereby extended to September 26, 2022. The Court hereby establishes a schedule for the briefing of motions to dismiss as follows:

- a. Motions to dismiss shall be filed on or before September 26, 2022.
- b. Oppositions to motions to dismiss shall be filed on or before November 15, 2022.
- c. Replies in support of motions to dismiss shall be filed on or before December 16, 2022.

Signed this \_\_\_ day of \_\_\_\_\_ 2022.

AGREED AND ENTRY REQUESTED:

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*/s/ Andrew P. Valencia*

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**ATTORNEYS FOR ALEJANDRO MAYORKAS,  
In his official capacity as the Secretary of the  
U.S. Department of Homeland Security**

**AGREED:**

*/s/ Andrew L. Schlafly*

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